

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RUSSELL W. MOSS : CIVIL ACTION  
: NO. 05-2250  
v. :  
: FREDERICK ROSEMEYER, et al. :

**ORDER**

AND NOW, this 14<sup>th</sup> day of July, 2009, the Report and Recommendation by United States Magistrate Judge Carol Sandra Moore Wells is ADOPTED, the Petition for Writ of Habeas Corpus is DISMISSED; and, no grounds warrant a certificate of appealability.

BY THE COURT:

\s\ Juan R. Sánchez \_\_\_\_\_ J.  
Juan R. Sánchez